

Notice of Allowability

Application No.

10/062,685

Examiner

Matthew B. Smithers

Applicant(s)

HALL, FREDERICK M.

Art Unit

2137

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to an amendment filed May 1, 2006.
2. ☒ The allowed claim(s) is/are 1-31.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- * Certified copies not received: ____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date ____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date ____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date ____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date ____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other ____. |

DETAILED ACTION

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Alexander Burke on June 20, 2006.

The application has been amended as follows:

IN THE CLAIMS:

1. (Currently Amended) A method for facilitating emergency logon for a healthcare provider, the method comprising:
 - (a) providing a logon process that collects entity identification information and entity authentication information and provides access when entity identification information is authenticated by entity authentication information;
 - (b) receiving a request for emergency logon from said healthcare provider, different to said entity;
 - (c) collecting identification information from the healthcare provider; and
 - (d) without authenticating the identification information collected from the healthcare provider, providing the healthcare provider with emergency access.

11. (Currently Amended) A method for facilitating emergency logon for a healthcare provider, the method comprising:

(a) providing a workstation comprising a logon process that collects entity identification information and entity authentication information and operates in a first operating mode when entity identification information is authenticated by entity authentication information;

(b) receiving a request for emergency logon from said healthcare provider, different to said entity;

(c) collecting identification information from the healthcare provider; and

(d) without authenticating the identification information collected from the healthcare provider, operating the workstation in a second operating mode, the second operating mode being different from the first operating mode.

19. (Currently Amended) A method for facilitating emergency logon for a healthcare provider, the method comprising:

(a) providing a computer-based medical information system comprising a logon process that collects entity identification information and entity authentication information and provides access to medical data when entity identification information is authenticated by entity authentication information;

(b) displaying an emergency logon button;

(c) receiving a selection of the emergency logon button from said healthcare provider, different to said entity;

(d) collecting identification information from the healthcare provider;

(e) without authenticating the identification information collected from the healthcare provider, providing the healthcare provider with read-only access to the medical data; and alerting an administrator regarding the request for emergency logon.

22. (Currently Amended) A system having an emergency logon feature for a healthcare provider, the system comprising:

an application executable on a processing device for:

- collecting entity identification information and entity authentication information and providing access when entity identification information is authenticated by entity authentication information;
- receiving a request for emergency logon from said healthcare provider, different to said entity;
- collecting identification information from the healthcare provider; and
- without authenticating the identification information collected from the healthcare provider, providing the healthcare provider with emergency access.

Allowable Subject Matter

Claims 1-31 are allowed.

The following is an examiner's statement of reasons for allowance: The present invention is directed to a method and system for allowing emergency access to a healthcare provider. Each independent claim identifies the uniquely distinct features of "receiving a request for emergency logon from a healthcare provider that is different from an authenticated entity; collecting identification information from the healthcare

Art Unit: 2137

provider; and without authenticating the identification information collected from the healthcare provider, providing the healthcare provider with emergency access". The closest prior art, Rozen (US 6,073,106) and Lee (US 20020001367), disclose a conventional system for allowing access to medical information fails to anticipate or render the above underlined limitations obvious.


Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Matthew B. Smithers whose telephone number is (571) 272-3876. The examiner can normally be reached on Monday-Friday (8:00-4:30) EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Emmanuel L. Moise can be reached on (571) 272-3865. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.


Matthew B Smithers
Primary Examiner
Art Unit 2137